THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.1333 of 2007

Dated:20.02.2007

Between:

K.Karunakar.

…Petitioner

and

The District Collector and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.1333 of 2007

ORDER:

The petitioner along with his family members is allegedly pattadar of land admeasuring Acs.8.10 guntas in Survey No.72 situated at Bakaram Village of Moinabad Mandal in Ranga Reddy District, having succeeded to the property from ancestors. The petitioner submitted an application to the respondents on 15.11.2006 by paying requisite fee for survey, demarcation and fixation of boundary stones, in vain. Therefore, he filed the present Writ Petition.

The matter was listed on 25.01.2007 and at the request of the learned Assistant Government Pleader for Revenue (General-T) it was adjourned to enable him to get instructions. After getting instructions, the learned Assistant Government Pleader submits that the survey record for the entire Bakaram Village is not available, and therefore, survey cannot be taken up. The provisions of the Andhra Pradesh Survey and Boundaries Act, 1923, would spring into action only when the survey record is available, and if the survey record is not available, it is for the petitioner to approach the Commissioner of Survey and Settlements to take up survey, in the absence of which, the petitioner's request cannot be considered.

The Writ Petition is therefore, dismissed. This order does not preclude the petitioner to get appropriate redressal in a civil Court. No

costs.

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(V.V.S.RAO, J)

20.02.2007
vs